## IN THE UNITED STATE DISTRICT COURT FOR THE WESTERN DISTRICT SAN ANTONIO DIVISION

| HUMBERTO RAMOS           | §      |                                |
|--------------------------|--------|--------------------------------|
| V.                       | §<br>§ | Civil Action No. SA09CA0489 OG |
| BEXAR METROPOLITAN WATER | §<br>§ |                                |
| DISTRICT                 | §      |                                |

## JOINT STIPULATION OF DISMISSAL WITH PREJUDICE

TO THE HONORABLE JUDGE OF THE UNITED STATES DISTRICT COURT:

Plaintiff, HUMBERTO RAMOS and Defendant, BEXAR METROPOLITAN WATER DISTRICT file this Joint Stipulation of Dismissal with Prejudice pursuant to Federal Rule of Civil Procedure 41.

I.

- 1. This action was removed to this Court on June 15, 2009.
- 2. Plaintiff moves to dismiss any and all claims set forth in Plaintiff's First Amended Petition.
- 3. Defendant, who has answered, agrees to the dismissal.
- 4. This case is not a class action.
- 5. A receiver has not been appointed in this case.
- 6. This case is not governed by any federal statute that requires a court order for dismissal of the case.
- 7. This stipulation of dismissal of all claims actually asserted and/or that could have been asserted by and between the Defendant and the Plaintiff is with prejudice to refiling.

## Respectfully submitted,

ELLIOTT S. CAPPUCCIO State Bar No. 24008419 ecappuccio@pulmanlaw.com LANCE H. "LUKE" BESHARA State Bar No. 24045492 lbeshara@pulmanlaw.com

PULMAN, CAPPUCCIO, PULLEN & BENSON, LAW OFFICES OF WILLIAM M. L.L.P. 2161 NW Military Hwy. 400 San Antonio, Texas 78213-6164 210.222.9494 210.892.1610 (Fax)

COUNSEL FOR PLAINTIFF, **HUMBERTO RAMOS** 

WILLIAM M. McKAMIE State Bar No. 13686800 mick@mckamielaw.com BRADFORD E. BULLOCK State Bar No. 00793423 bradford@mckamielaw.com

/s/ WILLIAM M. McKAMIE

McKAMIE, P.C. 941 Proton Road San Antonio, Texas 78258 210.546.2122 210.546.2130 (Fax)

COUNSEL FOR DEFENDANT, BEXAR METROPOLITAN WATER DISTRICT

Respectfully submitted,

ELLIOTT S. CAPPUCCIO State Bar No. 24008419 ecappuccio@pulmanlaw.com LANCE H. "LUKE" BESHARA State Bar No. 24045492 lbeshara@pulmanlaw.com

PULMAN, CAPPUCCIO, PULLEN & BENSON, LAW OFFICES L.L.P. McKAMIE, P.C. 2161 NW Military Hwy. 400 941 Proton Road San Antonio, Texas 78213-6164 San Antonio, Texas 210.222.9494 210.546.2122

COUNSEL FOR PLAINTIFF, HUMBERTO RAMOS

210.892.1610 (Fax)

WILLIAM M. McKAMIE
State Bar No. 13686800
mick@mckamielaw.com
BRADFORD E. BULLOCK
State Bar No. 00793423
bradford@mckamielaw.com

LAW OFFICES OF WILLIAM M. McKAMIE, P.C. 941 Proton Road San Antonio, Texas 78258 210.546.2122 210.546.2130 (Fax)

COUNSEL FOR DEFENDANT, BEXAR METROPOLITAN WATER DISTRICT